## **AMENDMENTS TO THE CLAIMS:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

BI

Claims 1-10 (cancelled)

Claim 11 (original) A method for blocking or suppressing the inhibitory effect of IL-1 comprising administering an effective amount of a BMP.

Claim 12 (currently amended) The method of [claim 12] claim 11 wherein said BMP is selected from the group consisting of BMP-2 and BMP-9.

Claims 13-20 (cancelled)

Claim 21 (currently amended) A method for inducing chondrogenesis [in a patient in need of same], said method comprising administering [to said patient] an effective amount of a composition comprising non-tissue culture expanded cells isolated from bone marrow.

Claim 22 (original) The method of claim 21 wherein said cells are CD105+ cells.

Claim 23 (original) The method of claim 22 further comprising administering a bone and or cartilage inducing factor.

Claim 24 (original) The method of claim 23 wherein said factor is a BMP.

Claim 25 (original) The method of claim 24 wherein said BMP is selected from the group consisting of BMP-2 and BMP-9.

FINNEGAN HENDERSON FARABOW GARRETT & DUNNER LLP

1300 I Street, NW Washington, DC 20005 202.408.4000 Fax 202.408.4400 www.finnegan.com Cart

Claim 26 (currently amended) A method for treating arthritis, [or other cartilaginous tissue defect in a patient in need of same,] said method comprising administering [to said patient] an effective amount of [the] a composition [of claim 15] comprising non-tissue culture expanded cells isolated from bone marrow.

Claim 27 (currently amended) A method for treating articular cartilage defects or damage [in a patient in need of same], said method comprising administering [to said patient] an effective amount of [the] a composition [of claim 15] comprising non-tissue culture expanded cells isolated from bone marrow.

Claim 28 (currently amended) A [composition] method for repairing tissue [repair] said [composition] method comprising administering an effective amount of a composition comprising

- 1) non-tissue culture expanded cells isolated from bone marrow and
- <u>2)</u> <u>a factor selected from</u> a bone [<del>and/or cartilage]</del> inducing factors and <u>cartilage inducing factors</u>.
- Claim 29 (currently amended) The [composition] method of claim 28 wherein said isolated cells are CD105+ cells and said factor is a BMP.
- Claim 30 (currently amended) The [composition] method of claim 29 further comprising a suitable matrix.
- Claim 31 (currently amended) The [composition] method of claim 30 wherein said BMP is selected from the group consisting of BMP-2 and BMP-9.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER !!!

1300 I Street, NW Washington, DC 20005 202.408.4000 Fax 202.408.4400 www.finnegan.com